IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 763 OF 2007
WITH
CRIMINAL APPLICATION NO. 764 OF 2007
WITH
CRIMINAL APPLICATION NO. 765 OF 2007
WITH
CRIMINAL APPLICATION NO. 766 OF 2007
WITH
CRIMINAL APPLICATION NO. 767 OF 2007
WITH
CRIMINAL APPLICATION NO. 768 OF 2007

AND WITH

CRIMINAL APPLICATION NOS.421 TO 426 OF 2007

Mr. Raju @ Madhusudan Bhandari ..Applicant

Vs.

1. Mr. Harish K. Chandak and anr. ..Respondents

Mr. A.B. Vagyani with Mr. Amit Sheth for applicant.

Smt. Pushpa Goswami for respondent no.1.

Mr. D.R. More, APP for State.

CORAM: B.H. MARLAPALLE, J.

Date : August 30, 2007.

P.C.:

1. Heard Mr. Vagyani the learned counsel for the

applicant. Perused the affidavit filed by the applicant today. It is clear that an additional amount of Rs.4,50,000/- has been deposited by the applicant as per the order dated 22/8/2007 passed by this court, with the Sessions Court and receipts thereof have also been annexed to the affidavit. Consequently, Criminal Application Nos.421, 422, 423, 424, 425 and 426 of 2007, presently pending before this court, with a prayer for modification of the order dated 16/4/2007 would not survive and they are taken on record and disposed as such.

2. In these applications the order dated 11/1/2007 passed by the Lower Appellate Court dismissing the appeals filed by the present applicant has been challenged. In any case by now a total amount of Rs.8,50,000/- has been deposited and, therefore, the said appeals deserve to be restored so as to be heard and decided on merits.

3. Consequently, these applications succeed and

the order dated 11/1/2007 passed in Appeal Nos.212, 213, 214, 215, 216 and 217 of 2006 is quashed and set aside and these appeals are hereby restored to the file of the Lower Appellate Court. The order of sentence impugned in the said appeals shall remain suspended till the appeals are decided on merits. Hearing of the said appeals is hereby expedited.

(B.H. Marlapalle,J.)